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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/687,874	10/20/2003	Mats Petter Pettersson	3782-0275P	2079

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EXAMINER

PERVAN, MICHAEL

ART UNIT	PAPER NUMBER
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2629

DATE MAILED: 10/10/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-4 are rejected under 35 U.S.C. 102(e) as being anticipated by Fåhraeus.

The applied reference has a common assignee with the instant application. Based upon the earlier effective U.S. filing date of the reference, it constitutes prior art under 35 U.S.C. 102(e). This rejection under 35 U.S.C. 102(e) might be overcome either by a showing under 37 CFR 1.132 that any invention disclosed but not claimed in the reference was derived from the inventor of this application and is thus not the invention “by another,” or by an appropriate showing under 37 CFR 1.131.

In regards to claim 1, Fåhraeus discloses an optically readable position coding pattern being provided on a medium, the optically readable position coding pattern comprising (col. 12, lines 59-64):

a plurality of first raster lines being provided parallel to one another (Figures 4a-4d, 5 and col. 13, lines 26-30);

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a plurality of second raster lines being provided parallel to one another, the second raster lines intersecting the first raster lines at intersection points (Figures 4a-4d, 5 and col. 13, lines 26-30);

a plurality of marks being placed on either one of the first raster lines or the second raster lines at a predetermined distance from the intersection points (Figures 4a-4d, 5 and col. 13, lines 26-30),

wherein a first combination of the plurality of marks represents a binary code, the binary code being utilized for the determination of a position on the medium (col. 13, lines 54-59).

In regards to claim 2, Fåhraeus discloses the plurality of first raster lines is perpendicular to the plurality of second raster lines (Figures 4a-4d, 5 and col. 13, lines 26-30).

In regards to claim 3, Fåhraeus discloses the optically readable position coding pattern according to claim 1, wherein the first raster lines intersect the second raster lines at an angle (Figures 4a-4d, 5 and col. 13, lines 26-30).

In regards to claim 4, Fåhraeus discloses a second combination of marks, which is utilized for determining a second position, contains a portion of the marks from the first combination of marks (col. 13, lines 23-25).

Allowable Subject Matter

3. Claims 5-67 allowed.

The following is a statement of reasons for the indication of allowable subject matter: Examiner was unable to find reference or combination of references that teach

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the limitation of wherein the orientation of said code is discriminable from the first main number series, but only for number sequences of a second predetermined length that exceeds the first predetermined length.

Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Pervan whose telephone number is (571) 272-0910. The examiner can normally be reached on Monday - Friday between 8am - 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amr Awad can be reached on (571) 272-7764. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

MVP
Oct. 2, 2006

AMR A. AWAD
SUPERVISORY PATENT EXAMINER

